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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

YESICA PRADO, LUCIEN JEFFORDS,
ERIN SPENCER, AMBER WHITSON,
RUFUS LEE WHITE JR., JERMAINE
WHITE, MONIQUE WILLIAMS, and
WHERE DO WE GO BERKELEY, on behalf
of themselves and all others similarly situated,

Plaintiffs,

v.

CITY OF BERKELEY,

Defendant.

Case No. 23-cv-04537-EMC

**STIPULATION AND ~~PROPOSED~~
ORDER TO EXCUSE CERTAIN
PLAINTIFFS FROM SETTLEMENT
CONFERENCE ON DEC. 9, 2024
AS MODIFIED**

Judge: Hon. Kandis A. Westmore

Date: Dec. 9, 2024

Time: 1:00 p.m.

Crtrm.: 4, Third Floor

I. STIPULATION

Whereas, on July 30, 2024, the Court referred the Parties to Magistrate Judge Westmore for settlement.

1 **Whereas**, following a telephonic conference on August 9, 2024 with the Parties, Judge
 2 Westmore scheduled a settlement conference on December 9, 2024. During that August 9, 2024
 3 telephonic conference, attorneys for Plaintiffs informed Judge Westmore that some unhoused Plaintiffs
 4 may have difficulty attending the December 9, 2024 settlement conference in person or at all.

5 **Whereas**, Plaintiffs' counsel have since notified the Court that several Plaintiffs will not be able
 6 to attend the Conference, but that each has communicated their concerns and settlement priorities, and
 7 provided full authorization to settle to Plaintiffs' counsel and Plaintiffs who are able to be in attendance.
 8 Specifically Plaintiffs Lucien Jeffords, Rufus Lee White Jr., Jermaine White, Erin Spencer, and
 9 Monique Williams are unable to attend the settlement conference on December 9, 2024 and have
 10 provided full authorization to settle their claims.

11 **Whereas**, Plaintiffs' counsel have conferred by email with counsel for the City of Berkeley who
 12 have stated they have no objection to Plaintiffs' request to excuse Messrs. Jeffords, White Jr., White,
 13 Spencer, and Ms. Williams from the December 9, 2024 settlement conference, and will stipulate to
 14 Plaintiffs' request to the Court to excuse them from the conference.

15 Therefore the Parties hereby stipulate to request that the Court excuse Lucien Jeffords, Rufus
 16 Lee White Jr., Jermaine White, Erin Spencer, and Monique Williams from attending the settlement
 17 conference on December 9, 2024.

18 It is so stipulated.

19 DATED: December 6, 2024

DISABILITY RIGHTS ADVOCATES

21 By: /s/ Emily Roznowski

22 Emily Roznowski

23 Attorneys for Plaintiffs

24 BERKELEY CITY ATTORNEY'S OFFICE

26 By:

/s/ Marc Shapp

28 Marc Shapp

Attorneys for City of Berkeley


FILER'S ATTESTATION

Pursuant to Civil L.R. 5-1(i)(3) regarding signatures, I, Emily Roznowski, attest that concurrence in the filing of this document has been obtained from all signatories.

~~[PROPOSED]~~ ORDER AS MODIFIED

PURSUANT TO THE ABOVE STIPULATION, the personal attendance of the named individual plaintiffs is excused. IT IS SO ORDERED

Dated: 12/6/2024



Honorable Kandis Westmore
United States Magistrate Judge